

**MINUTES OF THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

January 22, 2001

DIVISION ONE

B137636 Minkin (Not for Publication)
v.
Wilson et al.

We affirm the summary judgment. Defendants are awarded costs.

Ortega, J.

We concur: Spencer, P.J.
Vogel (Miriam A.), J.

B133404 People v. Burns (Not for Publication)

The judgment is affirmed.

Ortega, J.

We concur: Spencer, P.J.
Mallano, J.

B133731 Sands et al. (Not for Publication)
B135696 v.
Charlston, Revich & Williams, L.L.P., et al.

The order of dismissal is affirmed. Defendants are awarded costs.

Ortega, J.

We concur: Spencer, P.J.
Vogel (Miriam A.), J.

We concur: Spencer, P.J.
Mallano, J.

Ortega, J.

We concur: Spencer, P.J.
Mallano, J.

Ortega, Acting P.J.

We concur: Vogel (Miriam A.), J.
Mallano, J.

DIVISION TWO

B133559 Donna Ferry (Not for Publication)
v.
Terrence Randles

The portion of the judgment denying relief under section 473 is affirmed. The portion of the judgment denying the motion for reconsideration as untimely is reversed. The cause is remanded to the trial court for further proceedings consistent with this opinion. Parties to bear their own costs on appeal.

Boren, P.J.

We concur: Nott, J.
Cooper, J.

DIVISION THREE

B140388 Los Angeles County, D.C.F.S. (Not for Publication)
v.
Isabel N.

The order for legal guardianship is affirmed.

Kitching, J.

We concur: Klein, P.J.
Aldrich, J.

B139883 Los Angeles County, D.C.F.S. (Not for Publication)
v.
Kimberly T.

The guardianship order is affirmed.

Kitching, J.

We concur: Klein, P.J.
Aldrich, J.

We concur: Klein, P.J.
Perluss, J. (Assigned)

Klein, P.J.

We concur: Croskey, J.
 Aldrich, J.

Klein, P.J.

We concur: Kitching, J.
 Aldrich, J.

DIVISION THREE (Continued)

B138029 Joel Morales (Not for Publication)
 v.
 City of Los Angeles et al.

The judgment is affirmed. Costs on appeal are awarded to respondents.

Kitching, Acting P.J.

We concur: Aldrich, J.
 Perluss, J. (Assigned)

DIVISION FOUR

B142273 People (Not for Publication)
 v.
 Aaron Jason L.

The judgment is affirmed.

Epstein, Acting P.J.

We concur: Curry, J.
 Lewin, J. (Assigned)

B144114 Russell Harvey (Not for Publication)
 v.
 Superior Court, Los Angeles County
 (The People, r.p.i.)

Let a peremptory writ of mandate issue directing respondent appellate division to vacate its opinion and judgment entered July 12, 2000 in its case No. BR38116, and to forthwith enter a new and different judgment reversing the judgment of conviction and instructing the trial court to proceed according to law.

Epstein, J.

We concur: Vogel (C.S.), P.J.
 Curry, J.

January 22, 2001-Continued

DIVISION FOUR (Continued)

B141737 People (Not for Publication)
v.
Kevin Banks

The judgment is affirmed.

Epstein, Acting P.J.

We concur: Hastings, J.
Curry, J.

B139409 People (Not for Publication)
v.
Martin Ramirez

The judgment is affirmed.

Epstein, J.

We concur: Vogel (C.S.), P.J.
Curry, J.

DIVISION FIVE

B140436 People (Certified for Partial Publication)
v.
Harry Palmer

The matter is reversed and remanded for resentencing without application of the One Strike law. (667.61.) In all other respects, the judgment is affirmed.

Godoy Perez, J.

We concur: Turner, P.J.
 Grignon, J.

DIVISION FIVE (Continued)

B135799 Gulf Insurance Company (Certified for Publication)
 v.
 TIG Insurance Company

The judgment is affirmed. Each party to bear their own costs.

Turner, P.J.

We concur: Grignon, J.
 Godoy Perez, J.

DIVISION SIX

B140930 People (Not for Publication)
 v.
 Lohbauer

The judgment is affirmed.

Yegan, Acting P.J.

We concur: Coffee, J.
 Perren, J.

B142674 Gramanz (Not for Publication)
 v.
 Huddy

The judgment is affirmed. Huddy is awarded costs on appeal.

Yegan, J.

We concur: Gilbert, P.J.
 Perren, J.

January 22, 2001-Continued

DIVISION SIX (Continued)

B145245 Thomas E. (Not for Publication)
v.
Santa Barbara Superior Court
(Santa Barbara County DPSS, R.P.I.)

The writ petition is denied.

Gilbert, P.J.

We concur: Yegan, J.
Coffee, J.

[illegible]

The judgment is affirmed.

Yegan, J.

We concur: Gilbert, P.J.
Coffee, J.

DIVISION SEVEN

B135531 People
v.
Martinez

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

DIVISION SEVEN (Continued)

B127435 Bartha et al. (Not for Publication)
B130942 v.
 Cohen

The Judgment and order appealed from are affirmed. Respondents shall recover their costs on appeal.

Neal, J.

We concur: Lillie, P.J.
 Johnson, J.

B137031 People (Not for Publication)
 v.
 Herbert, Jr.

The judgment is affirmed.

Neal, J.

We concur: Lillie, P.J.
 Johnson, J.

B139624 Wimberly et al. (Not for Publication)
 v.
 Hernandez

The judgment is affirmed. Respondent(s) to recover costs.

Neal, J.

We concur: Lillie, P.J.
 Johnson, J.

January 22, 2001-Continued

DIVISION SEVEN (Continued)

B141390 Gire et al. (Not for Publication)
v.
Lax et al.

The judgment is affirmed. Respondent(s) to recover costs.

Neal, J.

We concur: Lillie, P.J.
Woods, J.

B130036 Vigil (Not for Publication)
v.
City of Los Angeles et al.

The judgment is affirmed.

Neal, J.

We concur: Lillie, P.J.
Woods, J.

B139283 Petrykievich (Not for Publication)
v.
Porsche of North America, Inc.

The judgment is affirmed. Respondent(s) to recover costs.

Johnson, J.

We concur: Lillie, P.J.
 Neal, J.

DIVISION SEVEN (Continued)

B126446 Kellum (Not for Publication)

v.

Los Angeles County Employers Retirement Association, Board of
Retirement Internal Services Department, County of Los Angeles

The judgment is reversed and cause remanded for issuance of writ of
mandate directing LACERA to grant appellant's request for a hearing on his
reapplication for a disability pension. Appellant(s) to recover costs.

Johnson, J.

We concur: Lillie, P.J.
Woods, J.

B139909 People (Not for Publication)

v.

Cobos

The judgment is reversed and remanded for new trial.

Johnson, J.

We concur: Lillie, P.J.
Woods, J.

DIVISION SEVEN (Continued)

B143617 Alan N. Rademan, M.D. (Certified for Publication)

v.

Superior Court, Los Angeles County

(Ron Joseph et al., r.p.i.)

Let a peremptory writ of mandate issue directing the superior court to vacate its order directing petitioner to turn over the entirety of patients D.B.'s and W.N.'s records. The superior court is ordered to conduct an in camera review of those patient files in accordance with Evidence Code section 915 and to reconsider the Board's motion in accordance with the views expressed in this opinion. The alternative writ is discharged. Each party to bear its own costs of appeal.

Johnson, J.

We concur: Lillie, P.J.
 Neal, J.